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C.F. 2001

IN THE HIGH COURT OF JUDICATURE AT BILASPUK

WRIT PETITION No. 1089/2001.

(WRIT PETITION UNDER ARTICLE 226/227 OF THE  
CONSTITUTION ON INDIA)

PETITIONERS:

1. SMT. KALPANA DHOLAKIA,  
aged about 45 years,  
W/o Shri Rajendra Prasad  
Dholakia R/o Village-  
Son Dongri, presently residing  
at Khariyar Road, District-  
Kalahandi (Orissa).
2. SMT. MEENA DHOLAKIA,  
aged about 42 years,  
W/o Shri Dileep Dholakia  
R/o Village- Son Dongri,  
presently residing at  
Khariyar Road, District-  
Kalahandi (Orissa).

P.R. No. 1064/2001  
Presented by Shri. B. K. S. Ken. P. J. J. J.  
date 25.6.2001

//Versus//

RESPONDENTS:

1. STATE OF CHHATTISGARH,  
Through Secretary,  
Land Revenue Department,  
D.K. Bhawan, Raipur (C.G.).
2. M.P. HOUSING BOARD, A body  
incorporated under the provi-  
sions of M.P. Grih Nirman  
Mandal Adhiniyam, having it's  
office at Shankar Nagar,  
Raipur (C.G.).
3. THE EXECUTIVE ENGINEER  
M.P. HOUSING BOARD,  
Shankar Nagar, Raipur (C.G.).
4. THE LAND ACQUISITION OFFICER  
(Sub-Divisional Officer),  
Raipur (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE  
CONSTITUTION ON INDIA



(93)

आदेश पत्रक

W.P. NO. 1089/2001

मामला क्रमांक

सन् 2001

विरुद्ध

| आदेश का<br>दिनांक आदेश<br>क्रमांक सहित | आदेश हस्ताक्षर सहित                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अन्तिम आदेश |
|----------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
|                                        | <p><b><u>09/04/2003</u></b></p> <p>Shri Bhaskar Payasi, counsel for the petitioner.</p> <p>Shri P.S. Koshy, Govt. Advocate for the respondent no.1/State.</p> <p>Shri R.S. Jaiswal, counsel for the respondent no.2 and 3.</p> <p>Heard.</p> <p>The grievance of the writ petitioner is to the inaction on the part of the respondent no.1 in not taking a decision on his application moved under Section 48 of the Land Acquisition Act, 1894. Accordingly, a prayer is made for a direction to the said respondent to take a decision and decide the said application within a stipulated period.</p> <p>In view of the limited nature of the prayer made at the time of hearing the Court feels that no useful purpose would be served in keeping this writ petition pending as it can be disposed of at the admission stage. Accordingly, this writ petition is disposed of by directing the respondent no.1 to take an appropriate decision on the said application within a period of three months from the date of communication/receipt of the</p> |                                                           |

[पीछे देखिये]

## आदेश पत्रक

मामला क्रमांक

सन् 200

- 2 -  
विरुद्ध

| आदेश का<br>दिनांक आदेश<br>क्रमांक सहित | आदेश हस्ताक्षर सहित                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अन्तिम आदेश |
|----------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
|                                        | <p>Order of this Court. Till then, status quo with respect to the possession of disputed land in question be maintained.</p> <p>It is made clear that the Court is not expressing any opinion on the merits of the application which will be considered on its own merits by the authorities in accordance with law.</p> <p>With the aforesaid observations and directions, this writ petition stands disposed of. Consequently, M.W.P.No.282/2002 and I.A.No.1886/2001 for urgent hearing stand disposed of.</p> | <p>Sd/-<br/>P.C. Naik<br/>Judge</p>                       |

[पीछे देखिये]